

MEMORANDUM, City of Lodi , Community Development Department

TO : CITY MANAGER
FROM: COMMUNITY DEVELOPMENT DIRECTOR
DATE: JUNE 27, 1989
SUBJECT: PLANNING COMMISSION ACTIONS - JUNE 26, 1989

FOR ACTION OF THE CITY COUNCIL

- I. Recommended that the City Council amend Lodi Municipal Code Chapter 10.52 relating to regulation of commercial vehicle travel and parking in residential areas.

OF INTEREST TO THE CITY COUNCIL

1. Conditionally approved the request of J. Jeffrey Kirst for the Tentative Subdivision Map of Misty Manor (89 S 008), a 1.26 acre, 8-lot residential subdivision proposed for the south 440 feet of 330 East Kettleman Lane (APN 062-060-08) in an area zoned R-2, Single-Family Residential.

In a related matter, the Planning Commission certified the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the above project.
2. Approved the request of Larry Dalonzo on behalf of Concote Corporation for a Use Permit to demolish two single-family dwellings and a warehouse and replace them with a single-family home at 216 Forrest Avenue and a duplex at 218 Forrest Avenue in an area zoned R-1* (Eastside), Single-Family Residential.
3. Conditionally approved the request of Larry Dalonzo on behalf of Concote Corporation for a lot line adjustment between 216 and 218 Forrest Avenue (APN's 041-110-19 and 20) in an area zoned P-1* (Eastside), Single-Family Residential.
4. Determined that the existing conditions established a Zoning Hardship and approved the request of Bob Dais on behalf of Church of God (7th Day) to reduce the required sideyard from five feet to three feet nine inches to allow a new lot line at 245 East Vine Street in an area zoned R-1* (Eastside), Single-Family Residential.

5. Conditionally approved the request of Bob Dais on behalf of Church of God (7th Day) for a Tentative Parcel Map to divide 245 East Vine Street (APN 047-130-15) into Parcel 1 containing a single-family dwelling and Parcel 2 containing a church in an area zoned R-1* (Eastside) Single-Family Residential.
6. Extended for two years Use Permit U-88-13 of the City of Lodi for a temporary modular building at the Parks and Recreation Yard, 125 North Stockton Street.
7. Extended for five years Use Permit U-88-14 of Lorena "Candy" Guthrie to conduct a licensed child care center for 12 children at 417 North Mills Avenue in an area zoned R-1, Single-Family Residential.
8. As only a quorum was present, Vice Chairman Harry Marzolf ordered the following items placed on the agenda of Monday, July 10, 1983.
 - a. Consideration of recommending the creation of a Redevelopment Agency for the City's Eastside moratorium area.
 - b. Election of officers for the 1989-90 year.

DRAFT 2

ORDINANCE NO. _____

AN ORDINANCE OF THE LODI CITY COUNCIL
AMENDING LODI MUNICIPAL CODE CHAPTER 10.52
RELATING TO REGULATION OF COMMERCIAL VEHICLE TRAVEL AND PARKING

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

SECTION 1. Lodi Municipal Code Chapter 10.52 is hereby amended to prohibit the parking of commercial vehicles in residential areas on private property, by adding to Section 10.52.050 thereof a new subsection B as follows:

10.52.050 Parking restrictions.

A. It is unlawful to park a commercial vehicle exceeding a maximum gross weight of five tons on any street in a residential district. For the purposes of this section, "residential district" is defined as residentially zoned areas designated by the city zoning code (any "R-" district) and includes schools, parks, playgrounds, community centers, churches, museums, golf courses (excluding miniature golf courses) and similar recreational uses of a noncommercial nature, and public utility service buildings where they are located in a residential district.

B. No vehicle which is registered for commercial purposes pursuant to the applicable provisions of the California Vehicle Code, and which exceeds five tons in unladen gross weight, nor any trailer upon which any other vehicle or equipment is loaded, exceeding five tons gross weight, shall be parked or left standing on any part of any property in a residential district, as defined in paragraph A of this section, for a period of time exceeding thirty consecutive minutes unless actual loading or unloading of said vehicle or trailer is in progress.

C. This section shall not prohibit parking of commercial vehicles in the process of being loaded or unloaded.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this day of

JOHN R. SNIDER
Mayor

Attest:

ALICE M. REIMCHE
City Clerk

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. _____ was introduced at a regular meeting of the City Council of the City of Lodi held _____ and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held _____ by the following vote:

Ayes :	Council Members -
Noes :	Council Members -
Absent:	Council Members -
Abstain:	Council Members -

I further certify that Ordinance No. _____ was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMCHE
City Clerk

Approved as to Form

BOBBY W. McNATT
City Attorney

ORDTRUCK.2/TXTA.01V

NOTICE OF PUBLIC HEARING

TO CONSIDER AMENDING THE LODI MUNICIPAL CODE CHAPTER 10.52
RELATING TO REGULATION OF COMMERCIAL VEHICLE TRAVEL AND PARKING
IN RESIDENTIAL AREAS

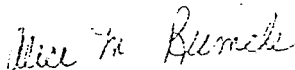
NOTICE IS HEREBY GIVEN that on Wednesday, July 19, 1989 at the hour of 7:30 pm., or as scion thereafter as the matter may be heard, the Lodi City Council will conduct a public hearing to consider amending the Lodi Municipal Code Chapter 10.52 relating to regulation of commercial vehicle travel and parking in residential areas.

A copy of the proposed ordinance is on file in the City Clerk's office and may be viewed during regular business hours.

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein and oral statements may be made at said hearing.


If you challenge the subject matter in court you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, Lodi, California, at or prior to, the Public Hearing.

By Order Of the Lodi City Council :


Alice M. Reimche
City Clerk

Dated: July 6, 1989

Approved as to form:


Bobby W. McNatt
City Attorney

PH/16
TXTA.02D

CITY COUNCIL

JOHN R. (Randy) SNIDER, Mayor
DAVID M. HINCHMAN
Mayor Pro Tempore
EVELYN M. OLSON
JAMES W. PINKERTON, Jr.
FRED M. REID

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
CALL BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
TELECOPIER: (209) 333-6795

THOMAS A. PETERSON
City Manager

ALICE M. REIMCHE
City Clerk

BOB McNATT
City Attorney

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1989 JUN 16 AM 7:57

ALICE M. REIMCHE
CITY CLERK
CITY OF LODI

June 13, 1989

Mr. Howard R. Heinle
2013 Aspen Grove Drive
Lodi, CA 95240

Dear Mr. Heinle:

RE: Zoning Variance - A-89-13
Reduce front Yard to Permit 7-Foot Fence
2013 Aspen Grove Drive

At its meeting of Monday, June 12, 1989 the Lodi City Planning Commission denied your request for a Zoning Variance to reduce the required setback to permit the erection of a 7-foot fence in a required 20-foot front yard area at 2013 Aspen Grove Drive (APN 062-200-14) in an area zoned P-D(10), Planned Development District No. 10.

In denying your request the Planning Commission determined that a "Zoning Hardship" as defined in Section 17.72.030 B-3 of the Lodi Municipal Code did not exist.

Section 17.72.110 of the Municipal Code provides as follows:

"Any applicant or person claiming to be directly and adversely affected by any action of the Planning Commission may, within five days (i.e. working days) after the action, file a written appeal with the City Clerk for transmittal to the City Council."

Your appeal, if any, should be directed to Alice M. Reimche, City Clerk, Cal Box 3006, Lodi, CA 95241-1910, and must be received by her before 5:00 p.m., Monday, June 19, 1989.

Sincerely,


JAMES B. SCHROEDER
Community Development Director

cc: City Clerk